Digital Agent, Inc. 11/13/2001

## Attachment I

## PART I.

Instructions: Include in Attachment 1 a statement of how the application qualifies for streamlined processing pursuant to 47 C.F.R. Section 63.12

- (1) The applicant is affiliated with a foreign carrier in a destination market, unless the applicant clearly demonstrates in its application at least one of the following:
  - (i) The Commission has previously determined that the affiliated foreign carrier lacks market power in that destination market;
  - (ii) The applicant qualifies for a presumption of non-dominance under § 63.10(a)(3);
  - (iii) The affiliated foreign carrier owns no facilities, or only mobile wireless facilities, in that destination market. For this purpose, a carrier is said to own facilities if it holds an ownership, indefeasible-right-of-user, or leasehold interest in bare capacity in international or domestic telecommunications facilities (excluding switches);
  - (iv) The affiliated destination market is a WTO Member country and the applicant qualifies for a presumption of non-dominance under § 63.10(a)(4);
  - (v) The affiliated destination market is a WTO Member country and the applicant agrees to be classified as a dominant carrier to the affiliated destination country under § 63.10, without prejudice to its right to petition for reclassification at a later date; or
  - (vi) An entity with exactly the same ultimate ownership as the applicant has been authorized to provide the applied-for services on the affiliated destination route, and the applicant agrees to be subject to all of the conditions to which the authorized carrier is subject for its provision of service on that route

## Digital Agent is not affiliated with a foreign carrier in a destination market.

(2) The applicant has an affiliation with a dominant U.S. carrier whose international switched or private line services the applicant seeks authority to resell (either directly or indirectly through the resale of another reseller's services), unless the applicant agrees to be classified as a dominant carrier to the affiliated destination country under § 63.10 (without prejudice to its right to petition for reclassification at a later date); or

Digital Agent is not affiliated with a dominant U.S. carrier whose international switched or private line services it seeks authority to resell (either directly or indirectly through the resale of another reseller's services).

Attachment I Page 1 of 3

Digital Agent, Inc. 11/13/2001

(3) The applicant seeks authority to provide switched basic services over private lines to a country for which the Commission has not previously authorized the provision of switched services over private lines; or

Digital Agent does not seeks authority to provide switched basic services over private lines to a country for which the Commission has not previously authorized the provision of switched services over private lines.

(4) The Commission has informed the applicant in writing, within 14 days after the date of public notice listing the application as accepted for filing, that the application is not eligible for streamlined processing.

## PART II

Instructions: In Attachment 1, respond to paragraphs (d), (e)(4) and (g) of Section 63.18

(d) A statement as to whether the applicant has previously received authority under Section 214 of the Act and, if so, a general description of the categories of facilities and services authorized (i.e., authorized to provide international switched services on a facilities basis);

Digital Agent has not previously received authority under Section 214 of the Act.

- (e) One or more of the following statements, as pertinent:
- (1) Global Facilities-Based Authority. If applying for authority to become a facilities-based international common carrier subject to § 63.22, the applicant shall:
  - (i) State that it is requesting Section 214 authority to operate as a facilities-based carrier pursuant to § 63.18(e)(1) of the Commission's rules:
  - (ii) List any countries for which the applicant does not request authorization under this paragraph (see § 63.22(a)); and
  - (iii) Certify that it will comply with the terms and conditions contained in §§ 63.21 and 63.22.
- (2) Global Resale Authority. If applying for authority to resell the international services of authorized U.S. common carriers subject to § 63.23, the applicant shall:
- (i) State that it is requesting Section 214 authority to operate as a resale carrier pursuant to § 63.18(e)(2) of the Commission's rules;

Attachment I Page 2 of 3

Digital Agent, Inc. 11/13/2001

Digital Agent is requesting Section 214 authority to operate as a resale carrier pursuant to § 63.18(e)(2) of the Commission's rules.

(ii) List any countries for which the applicant does not request authorization under this paragraph (see § 63.23(a)); and

There are no countries for which Digital Agent does not request authorization under § 63.18(e)(2) of the Commission's rules.

(iii) Certify that it will comply with the terms and conditions contained in §§ 63.21 and 63.23.

Digital Agent Certifies that it will comply with the terms and conditions contained in §§ 63.21 and 63.23.

Attachment I Page 3 of 3